IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.33532 of 2008
PANKAJ SHARMA
Versus
STATE OF BIHAR
For the petitioner : Mr. Vivekanand Singh, Advocate
For the State : Mr. Upendra Kumar, APP
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3 19.12.2008 Heard.

The petitioner seeks bail in a case instituted under section 366 of Indian Penal Code.

The statement of the girl has been recorded under 164 Cr.P.C. in which she has made definite allegation against the petitioner.

According to the girl, she was kidnapped by the petitioner and his associates.

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Counsel for the petitioner, referring to the statement made in the case diary, submits that there was love affairs and as such it cannot be said that the victim has been kidnapped forcefully. It has further been submitted that admittedly she was not subjected to any sexual assault. It has further been submitted that the petitioner, on the basis of these allegations, is in custody since 26.2.2008.

Having regard to the statement made by the girl under section 164 Cr.P.C., this Court, for the present, is not inclined to admit the petitioner to bail.

The application for bail stands rejected.

Having regard to the other circumstances appearing from the record, this Court grants liberty to the petitioner to

renew his prayer for bail after six months if the trial in the meanwhile does not commence.

pkj **(Kishore K. Mandal, J)**

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